

Amendment No. 3 to SB2233

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 2233**

**House Bill No. 1809\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-3-110(a)(3), is amended by deleting subdivision (B).

SECTION 2. Tennessee Code Annotated, Section 62-3-110(b), is amended by deleting subdivision (2).

SECTION 3. Tennessee Code Annotated, Section 62-3-124(a)(1)(B), is amended by deleting the word "consecutive".

SECTION 4. Tennessee Code Annotated, Section 62-4-102(a)(4), is amended by deleting the subdivision and substituting instead the following:

"Cosmetology shop" means any place of business where any person engages or offers to engage in any practice of cosmetology for a fee or other form of compensation, but does not include a manicure shop, skin care shop, braiding salon, or natural hair care styling shop;

SECTION 5. Tennessee Code Annotated, Section 62-4-102(a)(17), is amended by deleting the subdivision and substituting instead the following:

(17) "Natural hair care styling" means understanding:

(A) The conditions of the scalp; and

(B) Techniques that result in tension on hair strands such as twisting, wrapping, weaving, extending, locking, or braiding of the hair by hand or mechanical appliances, hair cutting, thermostyling, and roller setting, which work does not include the application of dyes or reactive chemicals to alter the color or

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to straighten or curl. The techniques include providing or offering to the general public for compensation any of the following services solely for development or improvement of physical qualities of the natural hair structure:

- (i) Intertwining in a systematic motion to create patterns in a three-dimensional form;
- (ii) Inversion or outversion flat against the scalp along the part of a straight or curved row; or
- (iii) Extension with natural or synthetic fibers;

SECTION 6. Tennessee Code Annotated, Section 62-4-102(a)(23), is amended by deleting the subdivision and substituting instead the following:

(23) "Shop" means a cosmetology shop, manicure shop, skin care shop, braiding salon, or natural hair care styling shop;

SECTION 7. Tennessee Code Annotated, Section 62-4-102(a), is amended by adding the following subdivisions:

( ) "Braiding" means twisting, wrapping, locking, or interlocking unprocessed, chemical-free hair;

( ) "Braiding salon" means any place of business, not located in a residence, where any person performs or offers to perform only braiding services for a fee or other form of compensation;

SECTION 8. Tennessee Code Annotated, Section 62-4-110(c)(2), is amended by deleting subdivision (D) and substituting instead the following:

(D) Has been licensed as a cosmetologist, aesthetician, manicurist, or natural hair care stylist pursuant to this chapter for at least three (3) years; and

SECTION 9. Tennessee Code Annotated, Section 62-4-110, is amended by adding the following as a new subsection:

Any person who desires a braiding license shall submit an application for examination to the board on the prescribed form. The application must be accompanied by:

(1) A nonrefundable, nontransferable application/examination fee as set by the board; and

(2) Satisfactory proof that the applicant is at least sixteen (16) years of age and has completed and passed a course of instruction in practice and theory, the total hours of which shall be determined by the board by rule, in, at a minimum, sanitation practices, theory of hair, and conditions of the scalp at a school of cosmetology or natural hair care styling that offers those courses. The board shall provide an option, as set out by rule, for an applicant to test out of the practical portion of instruction with testers approved by the board.

SECTION 10. Tennessee Code Annotated, Title 62, Chapter 4, is amended by adding the following as a new section:

A person licensed in braiding may render braiding services without the supervision of a licensed cosmetologist and may render braiding services only in a shop or braiding salon licensed by the board.

SECTION 11. Tennessee Code Annotated, Title 62, Chapter 4, is amended by deleting the language "natural hair" and substituting instead "natural hair care" wherever it appears in §§ 62-4-102(a)(3)(J), 62-4-102(a)(6), 62-4-102(a)(8), 62-4-102(a)(9), 62-4-102(a)(18), 62-4-102(a)(19), 62-4-103(b)(2)(E), 62-4-104(b)(3)(D), 62-4-108, 62-4-110, 62-4-113, 62-4-114, 62-4-115(2), 62-4-117(a), 62-4-118(m), 62-4-120(j), 62-4-122(i), 62-4-125(d)(2), and 62-4-134.

SECTION 12. The state board of cosmetology and barber examiners shall develop a detailed plan for merging the practices of barbering and cosmetology and deliver the plan on January 1, 2021, to the government operations committees of the senate and the house of representatives.

SECTION 13. For the purpose of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2019, the public welfare requiring it.